

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

Panchayats – Appeal Petition filed by Smt. Burra Shashikala, Sarpanch (Removed), Venkataopalli Gram Panchayat, Kamanpur Mandal, Karimnagar District – Against the proceedings of the District Collector (PW), Karimnagar District – Appeal Petition - Allowed – Orders – Issued.

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**PANCHAYAT RAJ AND RURAL DEVELOPMENT (PTS.II) DEPARTMENT**

**G.O.Rt.No. 1134**

**Dated: 20-07-2011.  
Read the following:-**

- 1) From the Dist. Collector (PW), Karimnagar District Lr. Rc.No. A6/2680/2009-Pts.I,dt 13-05-2010.
- 2) Appeal Petition received from Smt. Burra Shashikala, Sarpanch (Removed), Venkataopalli Gram Panchayat, Kamanpur Mandal, Karimnagar District, dt. Nil.
- 3) Govt. Memo.No.12765/Pts.II/A1/2010-1, Dated 09-06-2010.
- 4) From the Dist. Collector (PW), Karimnagar District Lr. Rc.No. A6/2680/2009-Pts.I,dt 19-06-2010.
- 5) From the Asst. Registrar, APHC, Hyd., W.P. No. 24320 of 2009, Dt. 16-11-2009.
- 6) From the Asst. Registrar, APHC, Hyd., W.P. No. 24320 of 2009, Dt. 09-02-2010.
- 7) From the Asst. Registrar, APHC, Hyd., W.P. MP.No. 17665 of 2010 in W.P.No.11870 of 2010, Dt. 18-06-2010.
- 8) Petition received from E. Srinivas, Upa-Sarpanch, Venkatropalli Gram Panchayat, Kamanpur Mandal, Karimnagar Dist.
- 9) From the DPO, Karimnagar Lr. No. A6/3695/10-Pts, dt.09-04-2011.

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**ORDER:**

In the reference 1<sup>st</sup> read above, the District Collector (PW), Karimnagar District Lr. Dt. 13.5.2010 has removed Smt. Burra Shashikala from the post of Sarpanch Venkataopalli Gram Panchayat, Kamanpur Mandal, Karimnagar District U/s 249 (1) & 254 of APPR Act 1994 for misuse of powers and misappropriation of funds.

2. Aggrieved by the said orders, in the reference 2<sup>nd</sup> read above, Smt. Burra Shashikala, Sarpanch (Removed), Venkataopalli Gram Panchayat, Kamanpur Mandal, Karimnagar District has filed an Appeal Petition before Government with a request to grant stay against the proceedings of District Collector issued vide reference 1<sup>st</sup> read above.

3. In the reference 3<sup>rd</sup> read above the remarks of the District Collector (PW), Karimnagar has called on the Appeal Petition.

4. In the reference 4<sup>th</sup> read above, the District Collector (PW), Karimnagar has reported that based on the complaint given by the upa Sarpanch and ward members of the Gram Panchayat of Venkataopalli of Kamanpur Mandal, details has been called from the Divisional Panchayat Officer, Peddapalli, Karimnagar and based on the report of the Divisional Panchayat Officer, Peddapalli a show cause notice was issued calling on her explanation. The sarpanch has submitted her explanation. After detailed examination of the case, it has found that she was misappropriated an amount of Rs. 2.39.442/- and also the amounts derived from the auction of the weekly market. Hence, she was removed from the post of the sarpanch, Venkataopalli Gram Panchayat.

5. In the meantime Smt. Burra Shashikala, Sarpanch (Removed), Venkataopalli Gram Panchayat, Kamanpur Mandal, Karimnagar District has gone to the Hon'ble High Court and filed a W.P. No. 24320 of 2009, Dt. 16-11-2009. vide reference 5<sup>th</sup> read above. Subsequently the Hon'ble High Court has granted interim stay against the proceedings of the Dist. Collector, Karimnagar, dt. 13.5.2010.

6. In the reference 6<sup>th</sup> read above, the Hon'ble High Court while disposing the WPNo.24320 of 2009, dt. 9.2.2010 has allowed the WP and the impugned orders are placed set aside with a direction to the Dist. Collector (PW), Karimnagar to proceed against the petitioner in accordance with law.

7. In reference 7<sup>th</sup> read above, the Hon'ble High Court while modifying in their order dt. 26.5.2010 has directed to the petitioner to file an appeal before the Government along with the stay petition within a period of (2) weeks from today and the applicant authority is directed to dispose of the same in accordance with the law. Till then, they shall be interim suspension of the order impugned in the writ petition.

8. The case was heard on 11.10.2010. But the applicant did not attended the hearing, hence the case was adjourned to 29.10.2010.

9. In the mean time the Upa-Sarpanch has filed a petition against the sarpanch vide reference 8<sup>th</sup> read above.

10. In the reference 9<sup>th</sup> read above, the District Panchayat Officer, Karimnagar has reported that as per directions of Hon'ble High Court, dt. 18.6.2010 the case was again re-examined and as per verification of the records and as per the spot inspection report of Divisional Panchayat Officer, Peddapally it has observed that totally the Sarpanch has drawn excess amount of Rs.17,661/- and an amount of Rs. 5,855/- shall be recovered towards penal interest on the before advance drawn and comes to total amount Rs.23.516/- has misappropriated amount. Further the sarpanch in her letter dated. 2.6.2011, while enclosing a challan for an amount of Rs. 23,516/- has requested to the Government to drop further action in the matter.

11. The case was again heard on 29.06.2011. The District Panchayat Officer has explained the circumstances leading to the removal of the Sarpanch and staying the proceedings of the district Collector, Karimnagar by the High Court. In his written statement, the District Panchayat officer has further stated that on verification of the records an amount of Rs. 23,516/- is to be recovered from the Sarpanch and in turn the Sarpanch, venkataopalli Gram Panchayat has paid the above said amount to the accounts of the GP by way of challan. The Sarpanch has submitted that she has paid the said amount to the Gram Panchayat. She further stated that she has under taken certain works, duly recording the Measurement Book and to settle the Bills to her. After hearing them and on perusal of the records made available it is observed that the Sarpanch has credited the due amount of Rs. 23,516/- to the accounts of Venkataopalli Gram Panchayat.

12. Government after careful examination of the matter and material available in the records, hereby allowed the Appeal Petition filed by Smt. Burra Shashikala, Sarpanch (Removed), Venkataopalli Gram Panchayat, Kamanpur Mandal, Karimnagar District and set aside the orders of the District Collector (PW), Karimnagar issued vide reference 1<sup>st</sup> read above. The District Panchayat Officer, Karimnagar is directed to make physical verification of the works done by her and settle the bills due to her if any.

(Contd...3)

13. The District Collector (PW), Karimnagar District shall take necessary action accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**Dr. RAJIV SHARMA  
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The District Collector (PW), Karimnagar District.

Copy to:-

The District Panchayat Officer, Karimnagar District.

Smt. Burra Shashikala, Sarpanch (Removed), Venkatrapalli Gram Panchayat,  
Kamanpur Mandal, Karimnagar District.

The Commissioner, Panchayat Raj and Rural Employment, A .P. Hyderabad.

Sri E. Srinivas, Upa-Sarpanch, Venkatrapalli Gram Panchayat, Kamanpur  
Mandal, Karimnagar Dist.

The P.S. to M(PR&RWS).

The Government Pleader for PR & RD, A.P. High Court, Hyderabad.

Sf /Sc.

**//FORWARDED BY ORDER//**

**SECTION OFFICER**